

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
MISSOULA DIVISION

FILED
APR 18 2019
Clerk, U.S. Courts
District Of Montana
Missoula Division

UNITED STATES OF AMERICA,

Plaintiff,

vs.

NICKOLAS WILLIAM POVSHA,

Defendant.

CR 18-47-M-DLC

ORDER

THIS matter comes before the Court on the United States' Motion for Final Order of Forfeiture. Having reviewed said motion, the Court finds:

1. The United States commenced this action pursuant to 21 U.S.C. § 853(a)(1) and (2), 21 U.S.C. § 881(a)(11), and 18 U.S.C. § 924(d).

2. A preliminary order of forfeiture was entered on January 31, 2019. (Doc. 37.)

3. All known interested parties were provided an opportunity to respond and publication has been effected as required by 21 U.S.C. § 853(n)(1). (Doc. 39.)

4. It appears there is cause to issue a forfeiture order under 21 U.S.C. § 853(a)(1) and (2), 21 U.S.C. § 881(a)(11), and 18 U.S.C. § 924(d).

It is therefore ORDERED, DECREED AND ADJUDGED that:

1. The motion for final order of forfeiture (Doc. 46) is GRANTED.

2. Judgment of forfeiture of the following property shall enter in favor of the United States pursuant to 21 U.S.C. § 853(a)(1) and (2), 21 U.S.C. § 881(a)(11), and 18 U.S.C. § 924(d), free from the claims of any other party, the following property:

- Ruger LCP .380 Auto Pistol (Serial number: 371364756);
- Ruger P90 .45 caliber Pistol (Serial number: 661-47663);
- Bushmaster XM15E2S .223 caliber rifle (Serial number: BK5401888);
- European American Armory Corp. EA/R .38 special/.357 mag pistol (Serial number: 1737219);
- Tavor SAR .556 caliber rifle (Serial number: T0056075);
- Para Expert 1911 .45 caliber pistol (Serial number: 012336NW);
- Smith & Wesson MP .40 caliber pistol (Serial number: HWN5290);
- JP Sauer & Sohn Western Marshal .22 caliber revolver (Serial number: 161962);
- Remington 700 300 Win mag rifle (Serial number: B6762585);
- Mossberg 590 12 gauge shotgun (Serial number: V0669987);

- Westernfield X9H-480-H 410 caliber rifle (Serial number: 2925445);
- Remington 870 12 gauge shotgun (Serial number: C342167A);
- JC Higgins PAT .22 caliber LR rifle (Serial number: 2094577);
- Remington 870 12 gauge shotgun (Serial number: D947204A);
- Remington 870 Express Magnum 12 gauge shotgun (Serial number: A699698U);
- Remington 550I .22 caliber rifle (Serial number: 2027892);
- M91 Russia 7.62X50 caliber rifle (Serial number: 9130350274);
- 7 Rounds .38 Special caliber ammunition;
- 522 Rounds .45 caliber ammunition;
- 7 Rounds .45 caliber "Blazer" ammunition;
- 203 Rounds .223 caliber ammunition;
- 301 .12 gauge shotgun shells;
- 137 Rounds .40 caliber ammunition;
- 423 Rounds .22 caliber ammunition;
- 1 Round .357 caliber ammunition;
- 1 Round 7.62 mm caliber ammunition;
- 76 Rounds .380 caliber ammunition;

- 22 .410 caliber shotgun shells;
- 3 Shells Dragons Breath 12 gauge shotgun shells;
- 72 Preformed charges for 50 caliber muzzleloader;
- 1 Package Tannerite;
- 1 Box of Hornady Black powder lead balls;
- 9 Misc. Magazines;
- 1 ASUS Notebook computer (Serial number:
GCNLCX06Y392527);
- 1 Cell Phone with Pink/Blue Case;
- Ticket Receipts bearing the name Nickolas Povsha;
- 1 Bag Empty Drug Capsules;
- 1 Bag of Distribution Size Baggies;
- 1 Black Safe; and
- Notes containing darkweb sites and passwords;

3. The United States shall have full and legal title to the forfeited property and may dispose of it in accordance with law.

DATED this 18th day of April, 2019.

A handwritten signature in blue ink, reading "Dana L. Christensen". The signature is written in a cursive style with a large initial "D".

Dana L. Christensen, Chief Judge
United States District Court